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TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER 2188P0331US
INTERNATIONAL APPLICATION NO. PCT/US2004/011493	INTERNATIONAL FILING DATE April 1, 2004	U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/559511
TITLE OF INVENTION Apparatus and Method for Forming Two Component Food Product		
APPLICANT(S) FOR DO/EO/US LaBruno et al.		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<p>1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371.</p> <p>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371 (f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input type="checkbox"/> The US has been elected (Article 31).</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c)(2)) a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input checked="" type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</p> <p>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)). a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</p> <p>7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)) a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made.</p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).</p> <p>9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).</p> <p>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).</p>		
Items 11 to 20 below concern document(s) or information included:		
<p>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input type="checkbox"/> A preliminary amendment.</p> <p>14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A power of attorney and/or change of address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.</p> <p>18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p> <p>20. <input checked="" type="checkbox"/> Other items or information: Return receipt postcard; and (2) Notifications of the Recording of a Change, PCT Rule 92bis.</p>		

IAP12 Rec'd PCT/PTO 05 DEC 2005

U.S. APPLICATION NO. (if known, see 37 CFR 1.6)		INTERNATIONAL APPLICATION NO.		ATTORNEY'S DOCKET NUMBER																															
10/559511		PCT/US2004/011493		2188P0331US																															
The following fees have been submitted																																			
21. <input checked="" type="checkbox"/> Basic national fee \$300																																			
22. <input type="checkbox"/> Examination fee If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4) \$100 All other situations \$200																																			
23. <input type="checkbox"/> Search fee Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority \$100 International Search Report prepared and provided to the Office \$400 All other situations \$500																																			
TOTAL OF 21, 22 and 23 =																																			
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.																																			
Total Sheets	Extra sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE																																
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Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).																																			
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>CLAIMS</th> <th>NUMBER FILED</th> <th>NUMBER EXTRA</th> <th colspan="3">RATE</th> </tr> </thead> <tbody> <tr> <td>Total claims</td> <td>- 20 =</td> <td></td> <td>x</td> <td>50.00</td> <td>\$</td> </tr> <tr> <td>Independent claims</td> <td>- 3 =</td> <td></td> <td>x</td> <td>200.00</td> <td>\$</td> </tr> <tr> <td colspan="2">MULTIPLE DEPENDENT CLAIM(s) (if applicable) 0</td> <td></td> <td>+</td> <td>360.00</td> <td>\$</td> </tr> <tr> <td colspan="6" style="text-align: right;">TOTAL OF ABOVE CALCULATIONS =</td> </tr> </tbody> </table>						CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE			Total claims	- 20 =		x	50.00	\$	Independent claims	- 3 =		x	200.00	\$	MULTIPLE DEPENDENT CLAIM(s) (if applicable) 0			+	360.00	\$	TOTAL OF ABOVE CALCULATIONS =					
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<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by ½.																																			
SUBTOTAL =																																			
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TOTAL NATIONAL FEE =																																			
Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property																																			
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a. <input checked="" type="checkbox"/> A check in the amount of \$ 300.00 to cover the above fees is enclosed.																																			
b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.																																			
c. <input type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-2970. A duplicate copy of this sheet is enclosed.																																			
d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.																																			
NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 2.137 (a) or (b)) must be filed and granted to restore the International Application to pending status.																																			
SEND ALL CORRESPONDENCE TO:																																			
The Law Office of Randall T. Erickson, PC 425 W. Wesley St., Suite 1, Wheaton, IL 60187																																			
 SIGNATURE: _____ Randall T. Erickson																																			
NAME _____																																			
CUSTOMER NUMBER: 41528 33,872																																			
REGISTRATION NUMBER _____																																			

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
UNITED STATES RECEIVING OFFICE (RO/US)

Applicant: LaBruno et al.

Int'l Application No.: PCT/US2004/011493

Int'l Filing Date: April 9, 2004

For: Apparatus And Method For Forming Two Component Food Product

Atty. Docket No. 2188P0331US

**Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313
Attn: US/RO**

EXPRESS MAIL CERTIFICATE

"Express Mail" label number EV 505192102 US

Date of Deposit: December 5, 2005

I hereby state that the following *attached* papers or fees

Check in the amount of \$300.00

Transmittal Letter Under 35 USC 371 (2 pages)

(2) Notifications of the Recording of a Change, PCT Rule 92bis.

Self-Addressed Stamped Postcard

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10, on the date indicated above and is addressed to Box PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313.

Randall T. Erickson



Signature of person mailing paper or fee